INVITATION TO BID NO: 09-R-2208856



TERM EXP: ___

STATE OF ALABAMA

DEPTARTMENT OF FINANCE DIVISION OF PURCHASING

INVITATION TO BID

REQ. AGENCY

: 091000 AL SUPERCOMPUTER AUTHORITY: 0935033

AGENCY REQ. NO.

T-NUMBER

DATE ISSUED

VENDOR NO.

VENDOR PHONE NO. :
SNAP REQ. NO. : 1420361
BUYER NAME : PAT ANTLE

FOR: ITB TO REMOVE/REPLACE UPS BATTERIES BUYER PHONE NO. : (334) 242-7253-PURCHASING PHONE NO: (334) 242-7250

BID MUST BE RECEIVED BEFORE: DATE: 08/17/09 TIME: 5:00 PM

BIDS WILL BE PUBLICLY OPENED: DATE: 08/18/09 TIME: 10:00 AM

FAX NUMBER

TO BE COMPLETED BY VENDOR

	10 B	L COLLECTED DI VINDO	,10			
	NFORMATION IN THIS SECTION UST BE IN INK OR TYPED WIT			SPONSE		
1.	DELIVERY: CAN BE MADE	DAYS OR	WEEKS AFTER RECEIPT	OF ORDER		
2.	. TERMS:(DISCOUNTS ARE TAKEN WITHOUT REGARD TO DATE OF PAYMENT.)					
3.	PRICE VALID FOR ACCEPTANC	E WITHIN	DAYS.			
4.	VENDOR QUOTATION REFERENC (THIS NUMBER WILL APPEAR		GR.)			
5.	E-MAIL ADDRESS:			_		
	INTERNET WEBSITE:			-		
6.	GENERAL CONTRACTOR'S LICE	NSE NO:		_		
	TYPE OF G.C. LICENSE:			_		
	RETURN INVITATION TO BID	:				
	US MAIL		COURIER			
	STATE OF ALABAMA DEPARTMENT OF FIN. DIVISION OF PURCH P O BOX 302620 MONTGOMERY, AL 36 BIDDERS MUST COMPLY WITH	ANCE ASING 130-2620 ***** IMPORTANT NOTE		TTE 192		
	ITEM 7 - COPY REQUIREMENT			7 11.02022		
I RE	SIGN. HAVE READ THE ENTIRE BID A HERBY AFFIRM I HAVE NOT BE STRAINT OF FREEDOM OF COMP FRAIN FROM BIDDING.	EN IN ANY AGREEMENT	EACH ITEM OFFERED AT THE OR COLLUSION AMONG BIDDER	RS IN ~		
SWORN TO AND		FEIN OR SSN	AUTHORIZED SI	GNATURE (INK)		
SU	BSCRIBED BEFORE ME THIS					
		COMPANY NAME	TYPE/PRINT AU	JTHORIZED NAME		
DAY OF		MAIL ADDRESS	TITLE			
NO'	TARY PUBLIC	CITY, STATE, ZIP	TOLL FREE NUM	MBER		

PHONE INCLUDING AREA CODE

STANDARD TERMS & CONDITIONS

VENDOR NAME :

VENDOR NUMBER:

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AUTHORITY:

THE DEPARTMENT OF FINANCE CODE OF ADMINISTRATIVE PROCEDURE, CHAPTER 355-4-1 EFFECTIVE DECEMBER 20, 2001 IS INCORPORATED BY REFERENCE AND MADE A PART OF T HIS DOCUMENT. TO RECEIVE A COPY CALL (334)242-7250, OR OUR WEBSITE WWW.PURCHASING.ALABAMA.GOV.

INFORMATION AND ASSISTANCE TO MINORITY BUSINESSES IN THE TECHNICAL COMPLETION OF REQUIRED FORMS MAY BE OBTAINED FROM THE OFFICE OF MINORITY BUSINESS ENTERPRISE, 1-800-447-4191.

BID (ITB) RESPONSE INSTRUCTIONS REV: 04/07/09

- TO SUBMIT A RESPONSIVE BID, READ THESE INSTRUCTIONS, ALL TERMS, CONDITIONS AND SPECIFICATIONS.
- BID ENVELOPES/PACKAGES/BOXES MUST BE IDENTIFIED ON FRONT, PREFERABLY LOWER LEFT CORNER AND BE VISIBLE WITH THE BID NUMBER AND OPENING DATE. EACH INDIVIDUAL BID (IDENTIFIED BY A UNIQUE BID NUMBER) MUST BE SUBMITTED IN A SEPERATE ENVELOPE. RESPONSES TO MULTIPLE BID NUMBERS SUBMITTED IN THE SAME ENVELOPE/COURIER PACKAGE, THAT ARE NOT IN SEPARATE ENVELOPES PROPERLY IDENTIFIED, WILL BE REJECTED. THE DIVISION OF PURCHASING DOES NOT ASSUME RESPONSIBILITY FOR LATE BIDS FOR ANY REASON INCLUDING THOSE DUE TO POSTAL, OR COURIER SERVICE. BID RESPONSES MUST BE IN THE DIVISION OF PURCHASING OFFICE PRIOR TO THE "RECEIVE DATE AND TIME" INDICATED ON THE BID.
- BID RESPONSES (PAGE 1, PRICE SHEET AND ADDENDUMS (WHEN SIGNATURE IS REQUIRED)) MUST BE IN INK OR TYPED ON THIS DOCUMENT. OR EXACT FORMAT WITH SIGNATURES BEING HANDWRITTEN ORIGINALS IN INK (PERSON SIGNING BID, NOTARY, AND NOTARY EXPIRATION), OR THE BID WILL BE REJECTED. UNLESS INDICATED IN THE BID, ALL PRICE PAGES MUST BE COMPLETED AND RETURNED. IF AN ITEM IS NOT BEING BID, IDENTIFY IT AS NB (NO-BID). PAGES SHOULD BE SECURED. THE DIVISION OF PURCHASING DOES NOT ASSUME RESPONSIBILITY FOR MISSING PAGES. FAXED BID RESPONSES WILL NOT BE ACCEPTED.
- THE UNIT PRICE ALWAYS GOVERNS REGARDLESS OF THE EXTENDED AMOUNT. A UNIT PRICE CHANGE ON A LINE MUST BE INITIALED BY THE PERSON SIGNING THE BID, OR THAT LINE WILL BE REJECTED. THIS INCLUDES A CROSS-OUT, STRIKE-OVER, INK-OVER, WHITE-OUT, ERASURE, OR ANY OTHER METHOD CHANGING THE PRICE.
- RETURN PAGE 1 MARKED "NO-BID" A "NO BID" MUST BE RETURNED TO REMAIN ON A CLASS/SUBCLASS. IDENTIFY IT ON THE ENVELOPE AS A "NO-BID". FAILING TO RESPOND TO 3 ITB'S WITHIN THE SAME CLASS/SUBCLASS WILL AUTOMATICALLY PURGE THE VENDOR FROM THAT CLASS/SUBCLASS. RESPONDING WITH 6 "NO-BIDS" WITHIN THE SAME CLASS/SUBCLASS WILL AUTOMATICALLY PURGE THE VENDOR FROM THAT CLASS/ SUBCLASS. A "NO-BID" RECEIVED LATE IS CONSIDERED A NO RESPONSE.
- 6. THE DIVISION OF PURCHASING IS NOT RESPONSIBLE FOR MISINTERPRETATION OF DATA FAXED FROM THIS OFFICE.
- THE DIVISION OF PURCHASING REQUIRES AN ORIGINAL AND A MINIMUM OF ONE COMPLETE EXACT COPY (TO INCLUDE SIGNATURE AND NOTARY) OF THE INVITATION-TO-BID RESPONSE. THE ORIGINAL AND THE COPY SHOULD BE SUBMITTED TOGETHER AS A BID PACKAGE.
- AN IMPROPERLY SUBMITTED BID, LATE BID, OR BID THAT IS CANCELLED ON OR BEFORE THE OPENING DATE WILL BE HELD FOR 90 DAYS AND THEN DESTROYED. THE BID MUST BE RETRIEVED DURUIG REGULAR WORK HOURS, MONDAY FRIDAY, EXCEPT STATE HOLIDAYS. AFTER THE BID IS DESTROYED, THE DIVISION OF PURCHASING ASSUMES NO RESPONSIBILITY FOR THE DOCUMENT.

DISQUALIFIED/CANCELLED BID

BIDS THAT ARE IMPROPERLY SUBMITTED OR RECEIVED LATE WILL BE A RESPONSE FOR RECORD, BUT WILL NOT BE RETURNED OR A NOTIFICATION MAILED.

THE FOLLOWING IS A PARTIAL LIST WHEREBY A BID RESPONSE WILL BE DISQUALIFIED:

BID NUMBER NOT ON FACE OF ENVELOPE/COURIER PACKAGE/BOX

RESPONSES TO MULTIPLE BID NUMBERS IN SAME ENVELOPE NOT PROPERLY IDENTIFIED BID RECEIVED LATE

BID NOT SIGNED/NOT ORIGINAL SIGNATURE

BID NOT NOTARIZED/NOT ORIGINAL SIGNATURE OF NOTARY AND/OR NO NOTARY EXPIRATION

NOTARIZED OWN SIGNATURE

REQUIRED INFORMATION NOT SUBMITTED WITH BID

FAÎLURE TO SUBMIT THE ORIGINAL BID AND A COMPLETE EXACT COPY WILL RESULT IN REJECTION OF THE BID RESPONSE

FAILURE TO MARK RESPONSES AS "ORIGINAL" AND/OR "COPY" COULD RESULT IN THE ENTIRE BID RESPONSE BEING REJECTED

CERTIFICATION PURSUANT TO ACT NO. 2006-557

ALABAMA LAW (SECTION 41-4-116, CODE OF ALABAMA 1975) PROVIDES THAT EVERY BID SUBMITTED AND CONTRACT EXECUTED SHALL CONTAIN A CERTIFICATION THAT THE VENDOR, CONTRACTOR, AND ALL OF ITS AFFILIATES THAT MAKE SALES FOR DELIVERY INTO ALABAMA OR LEASES FOR USE IN ALABAMA ARE REGISTERED, COLLECTING, AND REMITTING ALABAMA STATE AND LOCAL SALES, USE, AND/OR LEASE TAX ON ALL TAXABLE SALES AND LEASES INTO ALABAMA. BY SUBMITTING THIS BID, THE BIDDER IS HEARBY CERTIFYING THAT THEY ARE IN FULL COMPLIANCE WITH ACT NO. 2006-557, THEY ARE NOT BARRED FROM BIDDING OR ENTERING INTO A CONTRACT PURSUANT TO 41-4-116, AND ACKNOWLEDGES THAT THE AWARDING AUTHORITY MAY DECLARE THE CONTRACT VOID IF THE CERTIFICATION IS FALSE.

SPECIAL TERMS & CONDITIONS

VENDOR NAME :

VENDOR NUMBER:

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INTENT TO AWARD

EFFECTIVE MAY 1, 2008, THE STATE OF ALABAMA - DIVISION OF PURCHASING WILL ISSUE AN 'INTENT TO AWARD' BEFORE A FINAL AWARD IS MADE. THE 'INTENT TO AWARD' WILL CONTINUE FOR A PERIOD OF FIVE (5) CALENDAR DAYS, AFTER WHICH A PURCHASE ORDER WILL BE PRODUCED. UPON FINAL AWARD, ALL RIGHTS TO PROTEST ARE FORFEITED. A DETAILED EXPLANATION OF THIS PROCESS MAY BE REVIEWED IN THE ALABAMA ADMINISTRATIVE CODE - CHAPTER 355-4-1(14).

ALTERNATE BID RESPONSE
UNLESS STATED ELSEWHERE IN THIS INVITATION-TO-BID (ITB) THE STATE OF
ALABAMA WILL ACCEPT AND EVALUATE ALTERNATE BID SUBMITTALS ON ANY
ITB'S. ALTERNATE BID RESPONSES WILL BE EVALUATED ACCORDING TO THE
REQUIREMENTS AS ALL OTHER RESPONSES TO THIS ITB.

INTERNET WEBSITE LINK'S

INTERNET AND/OR WEBSITE LINKS WILL NOT BE ACCEPTED IN BID RESPONSES AS A MEANS TO SUPPLY ANY REQUIREMENTS STATED IN THIS ITB (INVITATION-TO-BID).

PRODUCT DELIVERY, RECEIVING AND ACCEPTANCE IN ACCORDANCE WITH THE UNIVERSAL COMMERCE CODE (CODE OF ALABAMA, TITLE 7), AFTER DELIVERY, THE STATE OF ALABAMA HAS THE RIGHT TO INSPECT ALL PRODUCTS BEFORE ACCEPTING. THE STATE WILL INSPECT PRODUCTS IN A REASONABLE TIMEFRAME. SIGNATURE ON A DELIVERY DOCUMENT DOES NOT CONSTITUTE ACEPTANCE BY THE STATE. THE STATE WILL ACCEPT PRODUCTS ONLY AFTER SATISFACTORY INSPECTION.

SALES TAX EXEMPTION

PURSUANT TO THE CODE OF ALABAMA, 1975, TITLE 40-23-4 (A) (11), THE STATE OF ALABAMA IS EXEMPT FROM PAYING SALES TAX. AN EXEMPTION LETTER WILL BE FURNISHED UPON REQUEST.

INVOICES

INQUIRIES CONCERNING PAYMENT AFTER INVOICES HAVE BEEN SUBMITTED ARE TO BE DIRECTED TO THE RECEIVING AGENCY, NOT THE DIVISION OF PURCHASING

BID RESPONSES AND BID RESULTS

UNEVALUATED BID RESPONSES (NOT BID RESULTS) ARE AVAILABLE ON OUR WEB SITE AT WWW.PURCHASING.ALABAMA.GOV. BID RESULTS WILL BE MADE AVAILABLE FOR REVIEW IN THE DIVISION OF PURCHASING OFFICE, BUT ONLY AFTER THE BID HAS BEEN AWARDED. WE DO NOT FAX OR MAIL COPIES OF BID RESULTS. IF A VENDOR WISHES TO REVIEW BID RESULTS IN OUR OFFICE, THEY SHOULD FAX THEIR REQUEST TO REVIEW THE BID TWO DAYS IN ADVANCE TO THE "BID REVIEW CLERK" AT (334) 242-4419. BE SURE TO REFERENCE THE BID NUMBER.

FOREIGN CORPORATION - CERTIFICATE OF AUTHORITY

ALABAMA LAW PROVIDES THAT A FOREIGN CORPORATION (AN OUT-OF-STATE COMPANY/FIRM) MAY NOT TRANSACT BUSINESS IN THE STATE OF ALABAMA UNTIL TI OBTAINS A CERTIFICATE OF AUTHORITY FROM THE SECRETARY OF STATE. SECTION 10-2B-15.01, CODE OF ALABAMA 1975. TO OBTAIN FORMS FOR A CERTIFICATE OF AUTHORITY, CONTACT THE SECRETARY OF STATE, CORPORATIONS DIVISION, (334) 242-5324. THE CERTIFICATE OF AUTHORITY DOES NOT KEEP THE VENDOR FROM SUBMITTING A BID.

BID IDENTIFICATION

REFERENCE PAGE 2, ITEM 2. DUE TO THE POSTAL SERVICE PUTTING BAR CODE LABELS ON ENVELOPES, IT CONCEALS THE BID NUMBER AND DATE IF THE VENDOR HAS WRITTEN THEM OTHER THAN THE LOWER LEFT CORNER, THEREFORE THE BID WOULD BE REJECTED FOR NOT BEING PROPERLY IDENTIFIED.

INVITATION TO BID

VENDOR NAME :

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AWARD:

AWARD WILL BE MADE "ALL OR NONE" TO THE LOWEST RESPONSIBLE BIDDER MEETING ALL SPECIFICATIONS.

CERTIFICATION OF INSPECTION:

THIS STATEMENT CERTIFIES THE VENDOR HAS INSPECTED THE FACILITY/AREA THIS STATEMENT CERTIFIES THE VENDOR HAS INSPECTED THE FACILITY AREA LISTED HEREIN AND IS AWARE OF ALL REQUIREMENTS, TERMS AND CONDITIONS OUTLINED. TO VALIDATE THIS CERTIFICATION, THE VENDOR AND AGENCY MANAGEMENT (DIRECTOR, MANAGER, SUPERVISOR ETC) MUST SIGN BELOW. THIS SIGNED STATEMENT MUST BE RETURNED WITH THE BID, OR THE BID WILL BE THIS REJECTED.

VENDOR'S	SIGNATURE:	DATE:	
AGENCY'S	SIGNATURE:	DATE:	
	-		
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F.O.B. DESTINATION:

F.O.B. DESTINATION IS THE LOCATION WHERE MERCHANDISE IS DELIVERED AND UNLOADED ON A RECEIVING DOCK, IF AVAILABLE, TO ANY STATE OR LOCAL GOVERNMENT AGENCY AND THE CHANGE OF TITLE TAKES PLACE. THE VENDOR IS LIABLE FOR FREIGHT CHARGES, RISK OF LOSS OR DAMAGE TO THE MERCHANDISE UP TO THE DESTINATION.

LIABILITY INSURANCE:

VENDOR MUST HAVE A MINIMUM OF \$100,000.00 LIABILITY COVERAGE WITH \$50,000.00 FOR EACH OCCURANCE AND MUST BE IN EFFECT FOR THE CONTRACT PERIOD. INSURANCE CERTIFICATE, OR LETTER OF INTENT TO PROVIDE THE AMOUNT OF COVERAGE FROM THE INSURANCE COMPANY MUST BE SUBMITTED WITH THE BID, OR THE BID WILL BE REJECTED. VENDOR IS RESPONSIBLE FOR ALL LOSSES/DAMAGES CAUSED BY ITS EMPLOYEES. INSURANCE CERTIFICATE, WHEN ISSUED, MUST SHOW THE STATE OF ALABAMA AS THE CERTIFCATE HOLDER.

PRORATION:

PRORATION:
ANY PROVISION OF A CONTRACT RESULTING FROM THIS BID TO THE CONTRARY
NOTWITHSTANDING, IN THE EVENT OF FAILURE OF THE STATE TO MAKE PAYMENT
HEREUNDER AS A RESULT OF PARTIAL UNAVAILABILITY, AT THE TIME SUCH
PAYMENT IS DUE, OF SUCH SUFFICIENT REVENUES OF THE STATE TO MAKE SUCH
PAYMENT (PRORATION OF APPROPRIATED FUNDS FOR THE STATE HAVING BEEN
DECLARED BY THE GOVERNOR PURSUANT TO SECTION 41-4-90 OF THE CODE OF
ALABAMA 1975), THE CONTRACTOR SHALL HAVE THE OPTION, IN ADDITION TO
THE OTHER REMEDIES OF THE CONTRACT, OF RENEGOTIATING THE CONTRACT
(EXTENDING OR CHANGING PAYMENT TERMS OR AMOUNTS) OR TERMINATING THE CONTRACT.

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INVITATION TO BID

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LINE NO.

COMMODITY/SERVICE DESCRIPTION

QUANTITY UNIT UNIT PRICE

EXTENDED AMOUNT

UNLESS SPECIFIED OTHERWISE BELOW: 091000 / 091M02 SHIP TO: AL SUPERCOMPUTER AUTHORITY WAYNE MCVAY 686 DISCOVERY DR CUMMINGS RESEARCH PARK HUNTSVILLE

35806

00001 COMMODITY CODE: 287-12-079034 BATTERY, UNINTERRUPTIBLE POWER SUPPLY: 1 LOT

VENDOR WILL PROVIDE AND INSTALL THE SERVICES/PRODUCTS AS FOLLOWS:

- 1) REMOVE AND REPLACE FOUR (4) STRINGS OF BATTERIES FOR TWO (2) EATON/POWER-WARE 9390-160 UPS SYSTEM.
- 2) EACH BATTERY STRING IS SELF-CONTAINED IN ONE OF FOUR (4) SEPARATE CABINETS.
 THERE ARE TWO (2) BATTERY CABINETS PER UPS SYSTEM.
- 3) EACH CABINET CONTAINS FORTY (40) POWERWARE PWHR12390W4FR BATTERIES. THERE ARE EIGHTY (80) BATTERIES PER UPS SYSTEM FOR A TOTAL OF ONE HUNDRED SIXTY (160) TO BE REPLACED.
- 4) THE UPS SYSTEMS ARE REDUNDANT AND BATTERIES WILL BE REPLACED ON ONE (1) SYSTEM AT A TIME TAKING EVERY PRECAUTION TO MAINTAIN UPS POWER TO THE CRITICAL LOAD.
- 5) ONCE ALL BATTERIES HAVE BEEN RE-PLACED, BOTH UPS SYSTEMS WILL BE TESTED AND PLACED BACK IN SERVICE.
- 6) BATTERIES MUST HAVE A THREE (3) YEAR PARTS AND LABOR WARRANTY.
- 7) REMOVE OLD BATTERIES FROM THE BUILDING.
- 8) RECYCLE OLD BATTERIES PER EPA APPROVED METHODS AND REGULATIONS.
- 9) ALL WORK MUST BE PERFORMED DURING REGULAR BUSINESS HOURS (8:00 A.M. TO $5:00~{\rm PM}~{\rm CENTRAL})$.

REPLACEMENT OF BATTERIES IS TO BE COMPLETED WITHIN THIRTY (30) DAYS OF AWARD

BID PRICE TO ALSO INCLUDE: ALL TRAVEL, MEAL AND LODGING EXPENSES

THE ABOVE-LISTED "SCOPE OF WORK" IS TO BE PERFORMED ON THE UPS SYSTEMS FOR THE ALABAMA SUPERCOMPUTER AUTHORITY AT THE

PAGE TOTAL

PRICE SHEET VENDOR NAME :

VENDOR NUMBER:

VENDOR HORSE: 09-R-2208856

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RETURN DATE: 08/17/09 TIME: 5:00 PM

LINE EXTENDED NO. COMMODITY/SERVICE DESCRIPTION QUANTITY UNIT UNIT PRICE AMOUNT

G. C. WALLACE SUPERCOMPUTER CENTER, 686 DISCOVERY DRIVE, HUNTSVILLE, AL,

PAYMENT ISSUES WILL BE DIRECTED TO DEBRA WALLACE, STAFF ACCOUNTANT, 401 ADAMS AVENUE, SUITE 764, MONTGOMERY, AL, 36130-9553, PHONE NUMBER IS 334 242-0100.

IT IS REQUIRED THAT A SITE VISIT BE PERFORMED BEFORE VENDOR SUBMITS BID. THE CERTIFICATE OF INSPECTION FORM ON PAGE 4 OF THE ITB MUST BE COMPLETED, SIGNED AND RETURNED WITH THE BID.

POINT OF CONTACT REGARDING SCOPE OF WORK AND SITE VISIT WILL BE WAYNE MCVAY, FACILITIES MANAGER, PHONE NUMBER IS 256 971-7409.

MODEL: POWERWARE PWHR12390W4FR OR EQUAL

OF THE BID. FAILURE TO DO SO AS
SPECIFIED ON PAGE TWO (2) OF THIS
INVITATION TO BID WILL RESULT IN THE
REJECTION OF YOUR BID.

PAGE TOTAL

BID TOTAL